

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

PersonalWeb Technologies LLC and
Level 3 Communications, LLC,

Plaintiffs,

v.

EMC Corporation and VMware, Inc.,

Defendants.

Civil Action No. 6:11-cv-660 (LED)

JURY TRIAL REQUESTED

ORAL ARGUMENT REQUESTED

**DEFENDANTS' UNOPPOSED MOTION
FOR LEAVE TO FILE UNDER SEAL**

Pursuant to Local Rule CV-5(a)(7), Defendants EMC Corporation and VMware, Inc. (collectively "Defendants") respectfully move the Court for leave to file under seal their Reply Brief in Support of Defendants' Motion to Transfer Venue to the Northern District of California or, in the Alternative, to the Central District of California ("Defendants' Reply Brief"), which is being filed concurrently.

Defendants' Reply Brief incorporates confidential information from the final transcript of the April 26, 2012 deposition of Mr. Weiss (Exhibit 31), as well as confidential information from documents entered as exhibits or discussed during Mr. Weiss' deposition (Exhibits 32-36, 39, and 41), which were obtained from counsel for Plaintiffs. Plaintiffs designated Mr. Weiss' transcript as "highly confidential under the local rule provision that allows for the designation of confidentiality prior to the entrance of a protective order." As a protective order has not yet been entered, Defendants respectfully move for leave to file their Reply Brief under seal.

Plaintiffs are unopposed to the relief requested in this Motion.

Defendants hereby respectfully request that the Court enter the attached order allowing them to file their Reply Brief in Support of Defendants' Motion to Transfer Venue to the Northern District of California or, in the Alternative, to the Central District of California (and any attachments thereto) under seal.

Dated: May 7, 2012

Respectfully submitted,

OF COUNSEL:

William F. Lee
Cynthia D. Vreeland
Anna E. Lumelsky
WILMER CUTLER PICKERING HALE
AND DORR LLP
60 State Street
Boston, MA 02109
(617) 526-6000

Robert Galvin
Cortney C. Hoecherl
WILMER CUTLER PICKERING HALE
AND DORR LLP
950 Page Mill Road
Palo Alto, CA 94304
(650) 858-6000

/s/ Michael E. Jones

Michael E. Jones
SBN: 10929400
POTTER MINTON P.C.
110 North College, Suite 500
Tyler, TX 75702
903-597-8311
mikejones@potterminton.com

*Attorney for Defendants and Counterclaim-
Plaintiffs EMC Corporation and VMware, Inc*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on May 7, 2012.

/s/ Michael E. Jones

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that on May 7, 2012 counsel for Defendants complied with the meet and confer requirement in Local Rule CV-7(h). This motion is unopposed.

/s/ Michael E. Jones